GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services - MA&UD Department – Allegations on illegal and unauthorized constructions of apartments in Rajahmundry and Kakinada Town, against Sri Ch.Uma Maheswara Rao, the then TPBO Municipal Corporation, Rajahmundry and others – Departmental Proceedings under Rule-20 of the A.P.Civil Services (Classification, Control & Appeal) Rules, 1991 r/w rule 9 of APRP Rules 1980 initiated – Inquiry conducted - Charges held 'not proved' - Further action dropped against Sri Ch.Uma Maheswara Rao, the then TPBO Municipal Corporation, Rajamahendravaram - Orders – Issued.

MUNICIPAL ADMINISTRATION & URBAN DEVELOPMENT (VIG.I) DEPARTMENT

G.O.Rt.No.672 **Dated.12.10.2023**

Read the following:

1. From the Director General, General Administration (V&E) Dept., Vigilance Report No.25 (C.No.1214/V&E/D1/2010, C.No.267/V&E/ D1/2012), dated 29.10.2014.
2. G.O.Rt.Nos.688, MA&UD (Vig.I) Department, dated.17.07.2018
3. G.O.Rt.No.401, MA&UD (Vig.I) Department, dated.31.05.2019 r/w G.O.Ms.No.191, MA&UD (Vig.I) Department, dated:31.05.2019.
4. Written Statement of Defence of Sri Ch.Uma Maheswara Rao, the then TPBO Municipal Corporation, Rajamahendravaram.
5. G.O.Rt.No.497, MA&UD (Vig.I) Department, dated.09.11.2020.
6. G.O.Rt.No.498, MA&UD (Vig.I) Department, dated.09.11.2020.
7. Inquiry Report of Sri S.Chakrapani, the then Joint Director of Town Planning & Inquiry Officer, AP RERA, Vijayawada, Lr. dated.20.07.2021.
8. Govt.Memo.No.18519/Vig.I/2014, dated.26.11.2021.
9. Written representation of Sri Ch.Uma Maheswara Rao, the then TPBO Municipal Corporation, Rajamahendravaram through DTCP., Guntur.
10. From the Hon'ble High Court Orders, dt.10.03.2023 in IA No.1 of 2023 in WP No.6044 of 2023 filed by Sri Ch.Uma Maheswara Rao, the then TPBO Municipal Corporation, Rajamahendravaram.

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O R D E R:

Whereas, it has been brought to the notice of the Government by the Director General, G.A. (V&E) Department that the V&E officials conducted enquiry on the irregularities committed by Town Planning Officials of Rajamahendravaram Municipal Corporation on illegal construction of apartments in Rajahmundry Town and on the unauthorized and illegal constructions of multi-stored buildings and apartments in Kakinada Town and requested to initiate disciplinary action against some of the officials of Rajahmundry Municipal Corporation and Kakinada Municipal Corporation.

2. In the reference 2nd read above, Government initiated common disciplinary proceedings against Sri Ch.Uma Maheswara Rao, the then TPBO Municipal Corporation, Rajamahendravaram and others of Rajamahendravaram

(P.T.O)

and Kakinada Municipal Corporations under Rule-24 of A.P.C.S. (CC&A) Rules, 1991. In the reference 3rd read above, articles of charges were framed against Sri Ch.Uma Maheswara Rao, the then TPBO Municipal Corporation, Rajamahendravaram, under Rule-20 of A.P.C.S. (CC&A) Rules, 1991 r/w rule -9 of A.P.Revised Pension Rules 1980 duly directing him to submit his written statement of defence thereon.

3. Having not convinced with the explanation submitted by the charged officer, Government appointed Sri S.Chakrapani, the then Joint Director of Town Planning, AP RERA, Vijayawada, as an Inquiry Officer to inquire into the charges framed against Sri Ch.Uma Maheswara Rao, the then TPBO Municipal Corporation, Rajamahendravaram and others vide reference 5th read above. In the reference 6th read above, the City Planner, Rajamahendravaram Municipal Corporation, was appointed as Presenting Officer to present the case before the Inquiry authority on behalf of the disciplinary authority.

4. In the reference 7th read above, Sri S.Chakrapani, the then Joint Director of Town Planning & Inquiry Officer, AP RERA, Vijayawada submitted Inquiry report concluding that, the charges framed against Sri Ch.Uma Maheswara Rao, the then TPBO Municipal Corporation, Rajamahendravaram were held 'not proved' in the Inquiry.

5. Government have examined the Inquiry report and communicated a copy of Inquiry report to Sri Ch.Uma Maheswara Rao, the then TPBO Municipal Corporation, Rajamahendravaram, under sub rule (2) of Rule 21 of APCS (CC&A) Rules, 1991 and directed to submit his written representation, if any, on the findings of the Inquiry officer vide reference 8th read above.

6. In the reference 9th read above, Sri Ch.Uma Maheswara Rao, the then TPBO Municipal Corporation, Rajamahendravaram submitted his written representation duly accepting the findings of Inquiry Officer and requested to drop further action against him.

7. In the meantime, Sri Ch.Uma Maheswara Rao, the then TPBO Municipal Corporation, Rajahmundry has filed Writ petition No.6044 of 2023 before Hon'ble High Court with a request to suspend the impugned Charge memo & disagreement Memo issued vide references 3rd & 8th respectively. The Hon'ble High Court in its order dated:10.03.2023 in W.P.No.6044 of 2023 passed the following order:

"For the reasons mentioned in the accompanying affidavit filed in support of the Writ Petition and considering the submissions made by both the learned counsels, there shall be an interim suspension of the impugned Charge Memo issued by the respondent vide G.O.Rt.No.401 Municipal Administration & Urban Development (Vig-I) Department, dated 31.05.2019 an disagreement Memo No.18519/Vig.1/2014, dated 26.11.2021, pending further orders"

(P.T.O)

8. Government after careful examination of the matter; keeping in view of the findings of the Inquiry report, written representation of the charged officers and orders of the Hon'ble High Court and after following due procedure, it has been decided to drop further action against Sri Ch.Uma Maheswara Rao, the then TPBO, Municipal Corporation, Rajahmundry, as the charges are held not proved in the Inquiry.

9. Accordingly, Government hereby order to drop further action against Sri Ch.Uma Maheswara Rao, the then TPBO, Municipal Corporation, Rajahmahendravaram.

10. The Director of Town & Country Planning, A.P., Guntur shall take further necessary action in the matter, accordingly.

11. The receipt of the G.O., shall be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Y. SRILAKSHMI
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
Sri Ch.Uma Maheswara Rao, the then TPBO,
Municipal Corporation, Rajahmahendravaram - **through** the DTCP., A.P., Guntur.
The Director of Town and Country Planning, A.P., Guntur.

Copy to:
The General Administration (V&E) Department, A.P., Vijayawada.
The Secretary to A.P.Vigilance Commission, A.P. Secretariat, Velagapudi.
The OSD to Minister (MA & UD).
The PS to Special CS., MA & UD Department.
SF/SCs.

// FORWARDED BY ORDER //

SECTION OFFICER.